

HOUSE JOURNAL

Second Regular Session of the Fifty-first Legislature

of the State of Oklahoma

Twentieth Legislative Day, Thursday, March 6, 2008

The House was called to order by Speaker Pro Tempore Blackwell.

The roll was called with 97 Members present.

The following Members were excused: Adkins, Johnson (Rob), Luttrell, McPeak.—4.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Reverend Dustin Thompson, First Baptist Church of Moore, Moore. Reverend Thompson was sponsored by Representative Terrill.

Upon motion of Representative Thompson, Reverend Thompson was confirmed as House Chaplain for this legislative day.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HBs 1647, 2226, 2253, 2263, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2274, 2275, 2277, 2279, 2281, 2282, 2283, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2473, 2502, 2504, 2524, 2546, 2585, 2587, 2607, 2631, 2633, 2637, 2667, 2717, 2779, 2780, 2969, 3193, 3197, 3201, 3239, 3342, 3373 and **HJR**s **1050, 1051** and **1052** were reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HR 1055 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Secretary of State.

RESOLUTION

The following was introduced and read:

HCR 1062 – By Dorman.

A Concurrent Resolution relating to medical care at school events; establishing the Task Force for Medical Care at School Events; providing for appointments; providing for designation of cochairs; providing for meetings and staffing; providing for reimbursement for travel; providing for purpose; and requiring certain report.

MESSAGES FROM THE SENATE

Announcing the passage of the following engrossed measures.

The measures were introduced and read for the first time.

SB 1010 – By Morgan of the Senate and Johnson (Rob) of the House.

[professions and occupations - Oklahoma Accountancy Act - modifying provision - designating certain professional standards - emergency]

SB 1139 – By Coates of the Senate and Richardson of the House.

[state government - repealer - fire-resistant insulating materials - effective date]

SB 1171 – By Mazzei and Adelson of the Senate and Jackson of the House.

[revenue and taxation - income tax credit - aerospace sector - codification - effective date]

SB 1404 – By Brown and Ford of the Senate and Wright of the House.

[poor persons - premium assistance program - effective date]

SB 1416 – By Paddock of the Senate and Tibbs of the House.

[motor vehicles - gross vehicle weight limits - broadening exceptions - providing penalties - effective date]

SB 1423 – By Lerblance of the Senate and Adkins of the House.

[Corporation Commission - Oklahoma Storage Tank Regulation Act - powers and duties - codification - effective date - emergency]

SB 1535 – By Ballenger of the Senate and Shoemake of the House.

[roads, bridges and ferries - fines or penalties - county highway fund - codification]

SB 1549 – By Crain of the Senate and Cox of the House.

[public health and safety - acts and omissions - Oklahoma Medicaid False Claims Act - effective date]

SB 1551 – By Lerblance of the Senate and Renegar of the House.

[professions and occupations - the Oklahoma Welding Act - the Elevator Safety Act - effective date]

SB 1600 – By Justice of the Senate and Coody of the House.

[crimes and punishments - assault - eligible offenses - defining terms - effective date - emergency]

SB 1604 – By Myers of the Senate and Johnson (Rob) of the House.

[energy policy - natural gas fuel - codification - noncodification - emergency]

SB 1693 – By Lerblance of the Senate and Renegar of the House.

[creating Task Force on Taxation of Water Sales - providing for appointment - travel reimbursement - staffing - requiring study - effective date]

SB 1850 – By Coates of the Senate and Steele of the House.

[public buildings and public works - modifying criteria - effective date]

SB 1856 – By Branan of the Senate and Liebmann of the House.

[scrap metal - record keeping - junk dealers emergency]

SB 1863 – By Paddock of the Senate and Peterson (Ron) of the House.

[health care - legislative intent - noncodification - effective date emergency]

SB 1881 – By Jolley of the Senate and Jones of the House.

[schools - School Funding Formula Task Force - extending the task force emergency]

SB 1922 – By Laster of the Senate and Sullivan of the House.

An Act relating to civil procedure; amending 12 O.S. 2001, Section 3234, which relates to production of documents; limiting number of certain requests; establishing procedures for additional requests; and providing an effective date.

SB 1931 – By Paddock of the Senate and Jones of the House.

[higher education - Oklahoma Higher Learning Access Program - providing eligibility - effective date]

SB 1956 – By Mazzei and Wilson of the Senate and Terrill and Jones of the House.

[revenue and taxation - modifying applicability of provision - modifying time period during which sourcing rule applies - effective date]

SB 2047 – By Nichols of the Senate and Blackwell of the House.

An Act relating to state government; amending 74 O.S. 2001, Section 324.11, which relates to building permits; adding certain structures required to have certain type of building permit; requiring certain type of assisted living facilities to be constructed under certain building code; setting certain conditions for certain facilities to be constructed; adding assisted living center to certain continuum care facilities licensed by the Oklahoma State Department of Health; providing additional meanings to certain terms; providing an effective date; and declaring an emergency.

SB 2071 – By Jolley and Gumm of the Senate and Miller of the House.

[higher education - Regional University System of Oklahoma - comprehensive autism training program - codification - effective date]

SB 2105 – By Jolley of the Senate and Terrill of the House.

[state government - Oklahoma Capital Formation Act - extending time period - tax credits - effective date]

SB 2133 – By Sykes and Ballenger of the Senate and Hilliard of the House.

[property - regarding the ownership of certain roads in certain areas - codification effective date]

Transmitting enrolled measure

Advising the signing of and transmitting for signature Enrolled **SCR 56**.

The above-numbered enrolled measure was properly signed and ordered returned to the Honorable Senate.

GENERAL ORDER

HB 3194 by Denney et al of the House was read and considered.

Coauthored by Representative(s) Braddock, Johnson (Dennis), McCarter, Shumate

Authored by Senator Corn (principal Senate author)

Representative Denney moved to amend **HB 3194** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute.

Representative Kiesel moved to amend the floor substitute, Page 29, Section 4, by inserting after the period “.” on Line 15, the following language:

“If the request for expungement of DNA records is granted by the court, the court shall have the authority to order the reimbursement of all filing fees and court costs incurred by the person as a result of filing the expungement request.”,

which amendment was declared adopted.

Representative Kiesel moved to reconsider the vote whereby his amendment to the floor substitute was adopted, which motion was declared adopted.

Upon unanimous consent request of Representative Kiesel, the amendment to the floor substitute was withdrawn.

Representative Denney pressed adoption of the floor substitute, which amendment was declared adopted.

Representative Denney moved that **HB 3194** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3194 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Cooksey, Covey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Ellis, Enns, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jordan, Joyner, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCarter, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Nations, Peters, Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Schwartz, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Thomsen, Tibbs, Turner, Walker, Watson, Wesselhoft, Winchester, Wright, Mr. Speaker.--82.

Nay: Faught, Gilbert, Jones, Kern, Key, Murphey, Peterson (Pam), Reynolds, Shelton, Terrill, Trebilcock.--11.

Excused: Adkins, Coody, Johnson (Rob), Luttrell, McPeak, Morrissette, Thompson, Worthen.--8.

The measure passed.

HB 3194 was referred for engrossment.

GENERAL ORDER

HJR 1080 by Banz et al of the House and Paddock of the Senate was read and considered.

Coauthored by Representative(s) Kiesel, Miller

Representative Banz moved to amend **HJR 1080**, Page 8, Section 5, Line 13 by deleting “one hundred eighty (180)” and inserting in lieu thereof “ninety (90)”, which amendment was declared adopted upon roll call as follows:

Aye: Armes, Banz, Billy, Blackwell, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Duncan, Ellis, Enns, Faught, Hickman, Ingmire, Inman, Jordan, Joyner, Kern, Key, Lamons, Liebmann, Martin (Scott), Martin (Steve), McDaniel (Randy), McNiell, Miller, Murphey, Peters, Peterson (Pam), Peterson (Ron), Piatt, Proctor, Pruett, Reynolds, Roan, Rousselot, Sears, Shannon, Sherrer, Shoemake, Shumate, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Watson, Wesselhoft, Winchester, Wright, Mr. Speaker.--55.

Nay: Brannon, Brown, Cannaday, Carey, Collins, Covey, Glenn, Hamilton, Harrison, Hilliard, Hoskin, Hyman, Kiesel, Lindley, McAffrey, McCarter, McMullen, Pittman, Renegar, Shelton, Smithson, Turner.--22.

Excused: Adkins, Auffet, BigHorse, Braddock, Cargill, Dorman, Gilbert, Jackson, Jett, Johnson (Dennis), Johnson (Rob), Jones, Luttrell, McCullough, McDaniel (Jeannie), McPeak, Morgan, Morrissette, Nations, Richardson, Schwartz, Thompson, Walker, Worthen.--24.

Representative Banz moved that **HJR 1080** be advanced from General Order, which motion was declared adopted.

THIRD READING

HJR 1080 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, Billy, Blackwell, Brannon, Cannaday, Carey, Cargill, Coody, Cooksey, Covey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Gilbert, Hamilton, Harrison, Hickman, Hilliard, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Miller, Morgan, Murphey, Nations, Peters, Peterson (Pam), Piatt, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shannon, Sherrer, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Wright, Mr. Speaker.--76.

Nay: Braddock, Brown, Collins, Ellis, Glenn, Hoskin, Hyman, Lindley, McAffrey, McDaniel (Jeannie), McMullen, Pittman, Shelton, Shoemake, Shumate, Smithson.--16.

Excused: Adkins, BigHorse, Johnson (Rob), Luttrell, McCarter, McPeak, Morrisette, Peterson (Ron), Worthen.--9.

The measure passed.

HJR 1080 was referred for engrossment.

GENERAL ORDER

HB 2219 by Shoemake et al of the House and Ballenger of the Senate was read and considered.

Coauthored by Representative(s) Dorman

Representative Shoemake moved that **HB 2219** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2219 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Ellis, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan,

Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Wright, Mr. Speaker.-92.

Excused: Adkins, BigHorse, Johnson (Rob), Lindley, Luttrell, McCarter, McPeak, Morrissette, Worthen.--9.

The measure passed.

HB 2219 was referred for engrossment.

GENERAL ORDER

HB 2508 by Coody et al of the House was read and considered.

Coauthored by Representative(s) McMullen, Shelton

Authored by Senator Eason McIntyre (principal Senate author)

Representative Coody moved that **HB 2508** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2508 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Banz, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Ellis, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCarter, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Wright, Mr. Speaker.--93.

Excused: Adkins, BigHorse, Johnson (Rob), Luttrell, McPeak, Morrissette, Shumate, Worthen.--8.

The measure and emergency passed.

HB 2508 was referred for engrossment.

GENERAL ORDER

HB 2522 by Sherrer et al of the House and Burrage of the Senate was read and considered.

Coauthored by Representative(s) Pittman, BigHorse, Tibbs, Braddock, Hoskin

Representative Sherrer moved that **HB 2522** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2522 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Ellis, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Wright, Mr. Speaker.--92.

Excused: Adkins, BigHorse, Johnson (Rob), Luttrell, McCarter, McPeak, Morrisette, Shelton, Worthen.--9.

The measure passed.

HB 2522 was referred for engrossment.

GENERAL ORDER

HB 2525 by Glenn of the House and Garrison of the Senate was read and considered.

Coauthored by Representative(s) Enns, Hoskin, Rousselot, Sears, Dank, Kern

Representative Piatt moved to amend **HB 2525** by inserting a new Section 2 to read as follows, and renumbering subsequent section:

“SECTION 2. AMENDATORY 70 O.S. 2001, Section 6-101.48, as amended by Section 2, Chapter 205, O.S.L. 2005 (70 O.S. Supp. 2007, Section 6-101.48), is amended to read as follows:

Section 6-101.48 A. No person or business having a contract with a school or school district to perform work on a full-time or part-time basis that would otherwise be performed by school district employees shall allow any employee to work on school premises if ~~such~~ the employee is convicted in this state, the United States or another state of any felony offense unless ten (10) years has elapsed since the date of the criminal conviction or the employee has received a presidential or gubernatorial pardon for the criminal offense.

B. Every person or business performing services not subject to subsection A of this section on the property of a school or school district shall at the time of contracting be required to sign a statement declaring that no employee working on school premises under the authority of ~~such the~~ the business is currently registered under the provisions of the Oklahoma Sex Offenders Registration Act ~~and that the business is not in violation of the provisions of this section~~. Compliance with this statute shall be required of the person or private business, and there shall be no obligation placed upon a school district to ascertain the truthfulness of the affidavit.

C. A person or business having a written contract with a school or school district to perform work on a full-time or part-time basis that would otherwise be performed by school district employees may conduct a felony search of the employees of the person or entity who would be assigned that work through a request to the State Board of Education in the same manner as a felony search is afforded school districts by Section 5-142 of this title.”,

which amendment was declared adopted.

Representative Duncan moved to suspend House Rules 8.5(d) and 8.6 for the purpose of offering a floor amendment, which motion was declared adopted upon roll call as follows:

Aye: Armes, Auffet, Banz, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Cooksey, Cox, Denney, Derby, DeWitt, Dorman, Duncan, Ellis, Faught, Gilbert, Glenn, Hamilton, Harrison, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Martin (Scott), Martin (Steve), McAffrey, McCarter, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Roan, Rousselot, Schwartz, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Wright, Mr. Speaker.--86.

Nay: Enns, Shelton.--2.

Excused: Adkins, BigHorse, Coody, Covey, Dank, Hickman, Johnson (Rob), Lindley, Luttrell, McPeak, Morrissette, Richardson, Worthen.--13.

HB 2525 was laid over.

GENERAL ORDER

HB 2276 by Miller et al of the House and Crutchfield et al of the Senate was read and considered.

Representative Miller moved that **HB 2276** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2276 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Ellis, Enns, Faight, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCarter, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Schwartz, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen, Mr. Speaker.--91.

Nay: Reynolds, Shelton, Trebilcock, Wright.--4.

Excused: Adkins, BigHorse, Johnson (Rob), Luttrell, McPeak, Morrissette.--6.

The measure passed.

HB 2276 was referred for engrossment.

GENERAL ORDER

HB 2525 by Glenn et al of the House and Garrison of the Senate as read, amended and laid over on Pages 673-674 was considered further.

Representative Duncan moved to amend **HB 2525**, Page 1, Section 1, Line 9 by striking the word “shall” and replacing it with the word “may”, which amendment was declared adopted.

Representative Glenn moved that **HB 2525** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2525 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Ellis, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCarter, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen, Wright, Mr. Speaker.--94.

Nay: Shelton.--1.

Excused: Adkins, BigHorse, Johnson (Rob), Luttrell, McPeak, Morrissette.--6.

The measure passed.

HB 2525 was referred for engrossment.

GENERAL ORDER

HB 2278 by Miller et al of the House and Crutchfield et al of the Senate was read and considered.

Representative Miller moved that **HB 2278** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2278 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Banz, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Ellis, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCarter, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrissette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen, Wright, Mr. Speaker.--95.

Nay: Reynolds.--1.

Excused: Adkins, BigHorse, Johnson (Rob), Luttrell, McPeak.--5.

The measure and emergency passed.

HB 2278 was referred for engrossment.

GENERAL ORDER

HB 2280 by Miller et al of the House and Crutchfield et al of the Senate was read and considered.

Representative Miller moved that **HB 2280** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2280 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Banz, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Duncan, Ellis, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Martin (Scott), Martin (Steve), McAffrey, McCarter, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrissette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Schwartz, Sears,

Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen, Wright, Mr. Speaker.--93.

Nay: Reynolds.--1.

Excused: Adkins, Auffet, BigHorse, Johnson (Rob), Lindley, Luttrell, McPeak.--7.

The measure and emergency passed.

HB 2280 was referred for engrossment.

GENERAL ORDER

HB 2534 by McCullough of the House was read and considered.

Authored by Senator Williamson (principal Senate author)

Representative McCullough moved that **HB 2534** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2534 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Billy, Cargill, Coody, Cooksey, Dank, Derby, DeWitt, Duncan, Enns, Faight, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Liebmann, Martin (Scott), McCullough, McDaniel (Randy), Miller, Murphey, Peters, Peterson (Pam), Peterson (Ron), Piatt, Reynolds, Schwartz, Shannon, Terrill, Thompson, Thomsen, Tibbs, Watson, Wesselhoft, Winchester, Worthen, Wright, Mr. Speaker.--40.

Nay: Armes, Auffet, Banz, BigHorse, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Collins, Covey, Cox, Denney, Dorman, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Key, Kiesel, Lamons, Lindley, Martin (Steve), McAffrey, McCarter, McDaniel (Jeannie), McMullen, McNiel, Morgan, Morrissette, Nations, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Sears, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Trebilcock, Turner, Walker.--57.

Excused: Adkins, Johnson (Rob), Luttrell, McPeak.--4.

The measure failed.

Representative McCullough served notice to reconsider the vote whereby **HB 2534** failed.

MOTION

Representative Piatt moved that the House stand at ease until 12:45 p.m., which was the order.

Speaker Pro Tempore Blackwell Presiding**GENERAL ORDER**

HB 2547 by Richardson of the House and Schulz of the Senate was read and considered.

Coauthored by Representative(s) DeWitt, McMullen, Sears

Representative Gilbert asked a ruling of the Presiding Officer whether **HB 2547** was in order since the measure contains the same subject matter as a measure vetoed by the Governor last session, and therefore pursuant to House Rule 6.8 not in order because the previous veto constituted final action.

The Presiding Officer ruled the point not well taken pursuant to House Rule 6.8 because the Rule only applies when the action was to defeat a measure in the legislative process and did not apply in the case of a gubernatorial veto and therefore consideration of **HB 2547** was in order.

Representative Gilbert appealed the ruling of the Presiding Officer receiving the required 15 seconds.

"The question is, shall the decision of the Presiding Officer be the decision of the House? All those in favor signify by voting 'Aye'; those opposed 'Nay'. The vote is now in progress."

The decision of the Presiding Officer was upheld upon roll call as follows:

Aye: Armes, Banz, Billy, Blackwell, Brown, Coody, Cooksey, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Glenn, Hickman, Hyman, Inman, Jackson, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Murphey, Peters, Peterson (Pam), Piatt, Proctor, Reynolds, Richardson, Roan, Schwartz, Sears, Shannon, Shumate, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Watson, Wesselhoft, Winchester, Wright, Mr. Speaker.--55.

Nay: Auffet, BigHorse, Brannon, Cannaday, Carey, Collins, Covey, Ellis, Gilbert, Hamilton, Harrison, Hilliard, Hoskin, Kiesel, Lamons, Lindley, McAffrey, McDaniel (Jeannie), Morgan, Morrisette, Nations, Pruett, Renegar, Rousselot, Shelton, Sherrer, Shoemake, Smithson, Turner.--29.

Excused: Adkins, Braddock, Cargill, Denney, Ingmire, Jett, Johnson (Rob), Luttrell, McCarter, McMullen, McPeak, Miller, Peterson (Ron), Pittman, Thompson, Walker, Worthen.--17.

Representative Richardson moved that **HB 2547** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2547 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Coody, Cooksey, Covey, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Glenn, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Proctor, Richardson, Rousselot, Schwartz, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Wright, Mr. Speaker.--78.

Nay: BigHorse, Collins, Ellis, Gilbert, Hamilton, Harrison, Lindley, Morrissette, Pruett, Renegar, Reynolds, Roan, Shelton.--13.

Excused: Adkins, Cargill, Denney, Jett, Johnson (Rob), Luttrell, McCarter, McPeak, Pittman, Worthen.--10.

The measure passed.

HB 2547 was referred for engrossment.

GENERAL ORDER

HB 2809 by Peterson (Pam) et al of the House and Lamb of the Senate was read and considered.

Coauthored by Representative(s) Faught, Johnson (Dennis), Kern, McDaniel (Jeannie), Rousselot, Sherrer, Tibbs

Representative Peterson (Pam) moved that **HB 2809** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2809 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Ellis, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen, Wright, Mr. Speaker.--92.

Excused: Adkins, Denney, Jett, Johnson (Rob), Luttrell, McCarter, McPeak, Morrisette, Thompson.--9.

The measure passed.

HB 2809 was referred for engrossment.

GENERAL ORDER

HB 2573 by Hickman of the House was read and considered.

Coauthored by Representative(s) Key

Authored by Senator Myers (principal Senate author)

Representative Hickman moved that **HB 2573** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2573 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Ellis, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel,

Miller, Morgan, Morrisette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen, Wright, Mr. Speaker.--93.

Excused: Adkins, Denney, Jett, Johnson (Rob), Luttrell, McCarter, McPeak, Thompson.--8.

The measure passed.

HB 2573 was referred for engrossment.

GENERAL ORDER

HB 2638 by Peters of the House and Leftwich of the Senate was read and considered.

Representative Peters moved that **HB 2638** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2638 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Ellis, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiell, Miller, Morgan, Morrisette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen, Wright, Mr. Speaker.--92.

Excused: Adkins, Armes, Denney, Jett, Johnson (Rob), Luttrell, McCarter, McPeak, Thompson.--9.

The measure and emergency passed.

HB 2638 was referred for engrossment.

GENERAL ORDER

HB 2677 by Sears of the House and Crain of the Senate was read and considered.

Coauthored by Representative(s) Kiesel

Representative Sears moved that **HB 2677** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2677 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Ellis, Faught, Gilbert, Glenn, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shannon, Sherrer, Shoemake, Shumate, Smithson, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen, Wright, Mr. Speaker.--88.

Nay: Morrissette, Shelton.--2.

Excused: Adkins, Denney, Enns, Hamilton, Johnson (Rob), Jones, Luttrell, McCarter, McPeak, Steele, Thompson.--11.

The measure passed.

HB 2677 was referred for engrossment.

GENERAL ORDER

HB 2722 by Armes of the House and Ivester of the Senate was read and considered.

Representative Armes moved to amend **HB 2722**, Page 7, Section 5, Line 11 by inserting the language "or natural gas" after the word "energy" and before the word "in", which amendment was declared adopted.

Representative Armes moved that **HB 2722** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2722 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Ellis, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrissette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen, Wright, Mr. Speaker.--94.

Excused: Adkins, Denney, Johnson (Rob), Luttrell, McCarter, McPeak, Thompson.--7.

The measure passed.

HB 2722 was referred for engrossment.

GENERAL ORDER

HB 2732 by Renegar of the House was read and considered.

Authored by Senator Gumm (principal Senate author)

Representative Renegar moved that **HB 2732** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2732 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Ellis, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrissette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Schwartz, Sears, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thomsen, Tibbs,

Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen, Wright, Mr. Speaker.--92.

Excused: Adkins, Denney, Johnson (Rob), Luttrell, McCarter, McPeak, Rousselot, Shannon, Thompson.--9.

The measure passed.

HB 2732 was referred for engrossment.

GENERAL ORDER

HB 2760 by Cox of the House was read and considered.

Coauthored by Representative(s) Billy

Authored by Senator Crutchfield (principal Senate author)

Representative Cox moved that **HB 2760** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2760 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Banz, Billy, Blackwell, Braddock, Brannon, Brown, Carey, Cargill, Collins, Coody, Cooksey, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Ellis, Enns, Faught, Gilbert, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Kern, Key, Kiesel, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Murphey, Nations, Peterson (Ron), Piatt, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Schwartz, Sears, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen, Mr. Speaker.--78.

Nay: BigHorse, Cannaday, Covey, Glenn, Hamilton, Harrison, Joyner, Lamons, Morrissette, Peters, Peterson (Pam), Reynolds, Sullivan, Wright.--14.

Excused: Adkins, Denney, Johnson (Rob), Luttrell, McCarter, McPeak, Pittman, Shannon, Thompson.--9.

The measure and emergency passed.

HB 2760 was referred for engrossment.

GENERAL ORDER

HB 2775 by DeWitt of the House and Justice of the Senate was read and considered.

Representative Miller moved to amend **HB 2775** by striking the title, which amendment was declared adopted.

Representative DeWitt moved that **HB 2775** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2775 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrissette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen, Wright, Mr. Speaker.--92.

Excused: Adkins, Denney, Ellis, Johnson (Rob), Luttrell, McCarter, McPeak, Shannon, Thompson.--9.

The measure and emergency passed.

HB 2775 was referred for engrossment.

GENERAL ORDER

HB 2814 by Sullivan et al of the House and Crain of the Senate was read and considered.

Coauthored by Representative(s) Duncan, Kern, Reynolds, Tibbs

Representative Sullivan moved that **HB 2814** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2814 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrisette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen, Wright, Mr. Speaker.--92.

Excused: Adkins, Denney, Ellis, Johnson (Rob), Luttrell, McCarter, McPeak, Shannon, Thompson.--9.

The measure passed.

HB 2814 was referred for engrossment.

GENERAL ORDER

HB 2833 by Steele of the House and Rice of the Senate was read and considered.

Coauthored by Representative(s) BigHorse, Brannon, Collins, Hoskin, Kiesel, McMullen, Pittman, Sherrer

Representative Steele moved that **HB 2833** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2833 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrisette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman,

Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shelton, Sherrer, Shoemake, Shumate, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Worthen, Wright, Mr. Speaker.--90.

Excused: Adkins, Denney, Ellis, Johnson (Rob), Luttrell, McCarter, McPeak, Shannon, Smithson, Thompson, Winchester.--11.

The measure and emergency passed.

HB 2833 was referred for engrossment.

GENERAL ORDER

HB 2941 by Nations of the House was read and considered.

Authored by Senator Sparks (principal Senate author)

Representative Nations moved that **HB 2941** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2941 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrissette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shelton, Sherrer, Shoemake, Shumate, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Worthen, Wright, Mr. Speaker.--90.

Excused: Adkins, Denney, Ellis, Johnson (Rob), Luttrell, McCarter, McPeak, Shannon, Smithson, Thompson, Winchester.--11.

The measure passed.

HB 2941 was referred for engrossment.

GENERAL ORDER

HB 2960 by Tibbs of the House and Leftwich of the Senate was read and considered.

Representative Tibbs moved that **HB 2960** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2960 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, Derby, DeWitt, Dorman, Duncan, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrissette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shelton, Sherrer, Shumate, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Watson, Wesselhoft, Worthen, Wright, Mr. Speaker.--89.

Excused: Adkins, Denney, Ellis, Johnson (Rob), Luttrell, McCarter, McPeak, Shannon, Shoemake, Smithson, Thompson, Winchester.--12.

The measure passed.

HB 2960 was referred for engrossment.

GENERAL ORDER

HB 2970 by Hoskin et al of the House and Burrage of the Senate was read and considered.

Coauthored by Representative(s) Collins, Roan, Sears, Turner, Walker

Representative Hoskin moved that **HB 2970** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2970 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, DeWitt, Dorman, Duncan, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrisette, Murphey, Nations, Peters, Peterson (Pam), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Schwartz, Sears, Shelton, Sherrer, Shoemake, Shumate, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Worthen, Wright, Mr. Speaker.--87.

Excused: Adkins, Denney, Derby, Ellis, Johnson (Rob), Luttrell, McCarter, McPeak, Peterson (Ron), Shannon, Smithson, Thompson, Watson, Winchester.--14.

The measure passed.

HB 2970 was referred for engrossment.

GENERAL ORDER

HB 3007 by Johnson (Rob) of the House was read and considered.

Authored by Senator Sparks (principal Senate author)

Representative Sullivan moved that **HB 3007** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3007 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, DeWitt, Dorman, Duncan, Enns, Faught, Gilbert, Glenn, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Sears, Shelton, Sherrer, Shumate, Steele, Sullivan,

Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Worthen, Wright, Mr. Speaker.--84.

Nay: Hamilton, Morrissette.--2.

Excused: Adkins, Denney, Derby, Ellis, Johnson (Rob), Luttrell, McCarter, McPeak, Schwartz, Shannon, Shoemake, Smithson, Thompson, Watson, Winchester.--15.

The measure passed.

HB 3007 was referred for engrossment.

GENERAL ORDER

HB 3050 by Jackson of the House was read and considered.

Coauthored by Representative(s) Peterson (Pam), Reynolds

Authored by Senator Burrage (principal Senate author)

Representative Jackson moved that **HB 3050** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3050 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, DeWitt, Dorman, Duncan, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrissette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Sears, Shelton, Sherrer, Shoemake, Shumate, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Worthen, Wright, Mr. Speaker.--86.

Excused: Adkins, Brown, Denney, Derby, Ellis, Johnson (Rob), Luttrell, McCarter, McPeak, Schwartz, Shannon, Smithson, Thompson, Watson, Winchester.--15.

The measure passed.

HB 3050 was referred for engrossment.

GENERAL ORDER

HB 3120 by Jones of the House and Jolley of the Senate was read and considered.

Coauthored by Representative(s) Shumate

Representative Jones moved that **HB 3120** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3120 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Collins, Coody, Cooksey, Covey, Cox, Dank, DeWitt, Dorman, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Jones, Jordan, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Miller, Morgan, Morrissette, Nations, Peters, Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Sears, Shelton, Sherrer, Shoemake, Shumate, Steele, Sullivan, Thomsen, Tibbs, Trebilcock, Turner, Walker, Worthen, Mr. Speaker.--74.

Nay: Duncan, Johnson (Dennis), Joyner, Kern, Key, Martin (Steve), McMullen, Murphey, Peterson (Pam), Reynolds, Terrill, Wesselhoft, Wright.--13.

Excused: Adkins, Denney, Derby, Ellis, Johnson (Rob), Luttrell, McCarter, McPeak, Schwartz, Shannon, Smithson, Thompson, Watson, Winchester.--14.

The measure and emergency passed.

HB 3120 was referred for engrossment.

GENERAL ORDER

HB 3125 by Jones of the House was read and considered.

Coauthored by Representative(s) McMullen

Authored by Senator Burrage (principal Senate author)

Representative Jones moved that **HB 3125** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3125 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Collins, Coody, Cooksey, Covey, Cox, Dank, DeWitt, Dorman, Duncan, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrisette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Reynolds, Richardson, Roan, Rousselot, Sears, Shelton, Sherrer, Shoemake, Shumate, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Worthen, Wright, Mr. Speaker.--86.

Excused: Adkins, Cargill, Denney, Derby, Ellis, Johnson (Rob), Luttrell, McCarter, McPeak, Schwartz, Shannon, Smithson, Thompson, Watson, Winchester.--15.

The measure and emergency passed.

HB 3125 was referred for engrossment.

GENERAL ORDER

HB 3186 by Billy et al of the House and Laughlin of the Senate was read and considered.

Coauthored by Representative(s) Brannon, McMullen, Sherrer

Representative Dorman moved to amend **HB 3186** by inserting a new Section 2, and renumbering subsequent section, which amendment was withdrawn.

Representative Billy moved that **HB 3186** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3186 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Collins, Coody, Cooksey, Covey, Cox, Dank, DeWitt, Dorman, Duncan, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Inman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel

(Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrissette, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Sears, Shelton, Sherrer, Shoemake, Shumate, Steele, Sullivan, Terrill, Thomsen, Tibbs, Walker, Worthen, Mr. Speaker.--79.

Nay: Murphey, Reynolds, Trebilcock, Wesselhoft, Wright.--5.

Excused: Adkins, Cargill, Denney, Derby, Ellis, Ingmire, Johnson (Rob), Luttrell, McCarter, McPeak, Schwartz, Shannon, Smithson, Thompson, Turner, Watson, Winchester.--17.

The measure and emergency passed.

HB 3186 was referred for engrossment.

GENERAL ORDER

HB 3328 by Miller of the House and Lamb of the Senate was read and considered.

Representative Morrissette moved to amend **HB 3328** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute.

Representative Miller moved to table the Morrissette floor substitute, which tabling motion was declared adopted upon roll call as follows:

Aye: Banz, Coody, DeWitt, Duncan, Enns, Hickman, Johnson (Dennis), Jordan, Joyner, Kern, Liebmann, Martin (Steve), McCullough, Miller, Peters, Piatt, Richardson, Tibbs.--18.

Nay: Collins, Lindley, McAffrey.--3.

Excused: Adkins, Armes, Auffet, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Cargill, Cooksey, Covey, Cox, Dank, Denney, Derby, Dorman, Ellis, Faught, Gilbert, Glenn, Hamilton, Harrison, Hilliard, Hoskin, Hyman, Ingmire, Inman, Jackson, Jett, Johnson (Rob), Jones, Key, Kiesel, Lamons, Luttrell, Martin (Scott), McCarter, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, McPeak, Morgan, Morrissette, Murphey, Nations, Peterson (Pam), Peterson (Ron), Pittman, Proctor, Pruett, Renegar, Reynolds, Roan, Rousselot, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Smithson, Steele, Sullivan, Terrill, Thompson, Thomsen, Trebilcock, Turner, Walker, Watson, Wesselhoft, Winchester, Worthen, Wright, Mr. Speaker.--80.

Representative Morrissette moved to amend **HB 3328**, Page 10, Section 1, Line 8 by inserting after the word “hearing” and before the semicolon “;” the following language:

“ The Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control shall provide a yearly report of administrative subpoenas issued to the Presiding Judge of the Oklahoma Court of Criminal Appeals for oversight purposes”,

which amendment was declared adopted.

Representative Miller moved that **HB 3328** be advanced from General Order, which motion was declared adopted.

Representative Key Presiding

THIRD READING

HB 3328 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Collins, Coody, Cooksey, Covey, Cox, Dank, DeWitt, Dorman, Duncan, Enns, Faught, Gilbert, Glenn, Harrison, Hickman, Hilliard, Hoskin, Hyman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrissette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Renegar, Reynolds, Richardson, Roan, Rousselot, Sears, Shelton, Sherrer, Shoemake, Shumate, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Worthen, Wright, Mr. Speaker.-- 82.

Nay: Hamilton.--1.

Excused: Adkins, Cargill, Denney, Derby, Ellis, Ingmire, Inman, Johnson (Rob), Luttrell, McCarter, McPeak, Pruett, Schwartz, Shannon, Smithson, Thompson, Watson, Winchester.--18.

The measure passed.

HB 3328 was referred for engrossment.

Representative Hickman Presiding

GENERAL ORDER

HB 3353 by Terrill et al of the House and Mazzei of the Senate was read and considered.

Coauthored by Representative(s) Johnson (Dennis), McCullough

Representative Brannon moved to amend **HB 3353**, by inserting a new Section 2 to read as follows, and renumbering subsequent sections:

“SECTION 2. AMENDATORY 47 O.S. 2001, Section 15-112, as last amended by Section 17, Chapter 326, O.S.L. 2007 (47 O.S. Supp. 2007, Section 15-112), is amended to read as follows:

Section 15-112. A. As used in this section:

1. “Physician” means any person holding a valid license to practice medicine and surgery, osteopathic medicine, chiropractic, podiatric medicine, or optometry, pursuant to the state licensing provisions of Title 59 of the Oklahoma Statutes;
2. “Physician assistant” means any person holding a valid license as a physician assistant, pursuant to the state licensing provisions of the Physician Assistant Act;
3. “Advanced registered nurse practitioner” means any person who holds a current license as a registered nurse and a current certificate of recognition for practice as an Advanced Registered Nurse Practitioner as set forth in the Oklahoma Nursing Practice Act pursuant to the state licensing provisions contained in paragraph 5 of Section 567.3a of Title 59 of the Oklahoma Statutes; and
4. “Physical disability” means an illness, disease, injury or condition by reason of which a person:
 - a. cannot walk two hundred (200) feet without stopping to rest,
 - b. cannot walk without the use of or assistance from a brace, cane, crutch, another person, prosthetic device, wheelchair or other assistance device,
 - c. is restricted to such an extent that the person’s forced (respiratory) expiratory volume for one (1) second, when measured by spirometry, is less than one (1) liter, or the arterial oxygen tension is less than sixty (60) mm/hg on room air at rest,
 - d. must use portable oxygen,
 - e. has functional limitations which are classified in severity as Class III or Class IV according to standards set by the American Heart Association,
 - f. is severely limited in the person’s ability to walk due to an arthritic, neurological or orthopedic condition, or from complications due to pregnancy,
 - g. is certified legally blind, or
 - h. is missing one or more limbs.

B. 1. The Department of Public Safety shall issue a detachable placard indicating physical disability to any person who submits an application on a form furnished by the

Department of Public Safety and certified by a physician, physician assistant, or advanced registered nurse practitioner attesting that the applicant has a physical disability. The attestation of the physician, physician assistant, or advanced registered nurse practitioner shall denote “temporary” as the type of placard requested and shall indicate an expiration date which the physician, physician assistant, or advanced registered nurse practitioner estimates to be the date of termination of such physical disability; however, if the physician, physician assistant, or advanced registered nurse practitioner certifies that the physical disability is permanent, the physician, physician assistant, or advanced registered nurse practitioner shall denote “five-year” as the type of placard requested.

2. The person to whom such placard is issued shall be entitled to the special parking privileges provided for in Section 15-111 of this title; provided, however, the placard is properly displayed on the parked vehicle.

C. Any placard issued by the Department of Public Safety shall remain valid until:

1. The placard expires;
2. The person to whom the placard was issued requests a replacement placard; or
3. The placard is no longer needed by the person to whom the placard was issued for the disability for which the placard was originally issued, whereupon such placard shall be returned to the Department of Public Safety.

D. 1. A five-year placard shall expire five (5) years from the last day of the month in which the placard was issued. Upon the expiration of a five-year placard, the person to whom such placard was issued may obtain a subsequent placard by reapplying to the Department of Public Safety, in the same manner as provided in subsection B of this section.

2. A temporary placard shall indicate the expiration date which the physician, physician assistant, or advanced registered nurse practitioner certifying the physical disability estimates to be the date of termination of such physical disability, which shall not be later than six (6) months from the date of issuance and upon which date such placard shall expire and shall be returned to the Department of Public Safety; provided, however, nothing in this paragraph shall be construed to prevent the holder from applying for another placard, as provided for in this section.

3. In the event that a placard is lost or destroyed, the person to whom such placard was issued may apply in writing to the Department of Public Safety for a replacement placard, which the Department of Public Safety shall issue with the same expiration date as the original placard.

4. On and after January 1, 1998, all placards issued prior to October 31, 1990, shall expire on the last day of the month in which the placard was issued, and the person to whom such placard was issued may follow the procedure provided for in subsection B of this section to obtain a second or subsequent placard.

5. On and after January 1, 2000, all placards issued between November 1, 1990, and June 30, 1995, shall expire on the last day of the birth month of the person to whom the placard was issued, and the person to whom such placard was issued may follow the procedure provided for in subsection B of this section to obtain a second or subsequent placard.

E. A physician, physician assistant, or advanced registered nurse practitioner may sign an application certifying that a person has a physical disability, as provided in subsection B of this section, only if care and treatment of the illness, disease, injury or condition causing the physical disability of such person falls within the authorized scope of practice of the physician or physician assistant, or advanced registered nurse practitioner.

F. The Department of Public Safety shall recognize handicap and disability stickers issued by the Department of Veterans Affairs and federal military bases and disabled veterans license plate with the international accessibility symbol, issued pursuant to the provisions of Section 1135.2 of this title in the same manner as the placard issued by the Department of Public Safety as provided for in this section. For purposes of this section and other sections of law relating to the physical disability placard, the term “physical disability placard” shall include those handicap and disability stickers issued by the Department of Veterans Affairs and federal military bases and disabled veterans license plate with the international accessibility symbol, issued pursuant to the provisions of Section 1135.2 of this title.

G. The Department of Public Safety shall have the power to formulate, adopt and promulgate rules as may be necessary to implement and administer the provisions of this section, including, but not limited to, prescribing the manner in which the placard is to be displayed on a motor vehicle.

H. The Commissioner of Public Safety is hereby authorized to enter into reciprocity agreements with other states for the purpose of recognizing parking placards or license plates indicating physical disability issued by those states.

I. The Department of Public Safety shall charge and the applicant shall pay to the Department of Public Safety a fee of One Dollar (\$1.00) for each placard issued. The fee shall be deposited in the Department of Public Safety Revolving Fund.”,

which amendment was declared adopted.

Representative Terrill moved to suspend House Rules 8.5(d) and 8.6 for the purpose of offering floor amendments, which motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, BigHorse, Billy, Braddock, Brannon, Brown, Cannaday, Carey, Collins, Coody, Cooksey, Dank, DeWitt, Duncan, Enns, Faight, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Jackson, Johnson (Dennis), Jordan, Joyner, Kern, Kiesel, Lamons, Liebmann, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Murphey, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Renegar, Reynolds, Richardson, Roan, Rousselot, Sears, Sherrer, Shoemake, Shumate, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Wright, Mr. Speaker.--69.

Nay: Gilbert, Morrissette.--2.

Excused: Adkins, Auffet, Blackwell, Cargill, Covey, Cox, Denney, Derby, Dorman, Ellis, Ingmire, Inman, Jett, Johnson (Rob), Jones, Key, Lindley, Luttrell, McCarter, McPeak, Nations, Pruett, Schwartz, Shannon, Shelton, Smithson, Thompson, Watson, Winchester, Worthen.--30.

Representative Terrill moved to amend **HB 3353**, Page 48, Section 3, Line 4 by deleting paragraph 43 and inserting in lieu thereof the following:

“43. Department of Corrections License Plate – such plates shall be issued to any person wishing to demonstrate support for the Department of Corrections. The license plates shall be designed in consultation with the Oklahoma Department of Corrections. As

provided in this section, an amount of the fee collected shall be deposited in the Department of Corrections License Plate Revolving Fund established in Section 6 of this act.”,

which amendment was declared adopted.

Representative Brannon moved to amend **HB 3353** by inserting a new Section 1 to read as follows, and renumbering subsequent sections:

“SECTION 1. AMENDATORY 47 O.S. 2001, Section 11-1007, as last amended by Section 14, Chapter 62, O.S.L. 2007 (47 O.S. Supp. 2007, Section 11-1007), is amended to read as follows:

§47-11-1007. Parking areas for physically disabled persons - Violations and penalties.

A. It shall be unlawful for any person to place or park a motor vehicle in any parking space that is designated and posted as a reserved area for the parking of a motor vehicle operated by or transporting a physically disabled person unless such person has applied for and been issued a detachable insignia indicating physical disability under the provisions of Section 15-112 of this title, and such insignia is displayed as provided in Section 15-112 of this title or in rules adopted pursuant thereto, or has applied for and been issued a physically disabled special license plate pursuant to the provisions of paragraph 8 of Section 1136 of this title, and such license plate is displayed pursuant to the provisions of the Oklahoma Vehicle License and Registration Act or has applied for and been issued a disabled veteran license plate with the international accessibility symbol pursuant to the provisions of Section 1135.2 of this title, and such plate is displayed pursuant to the provisions of the Oklahoma Vehicle License and Registration Act. It shall also be unlawful for any person to place or park a motor vehicle, whether with or without a physically disabled placard or plate, in any disabled parking space access aisle, wheelchair ramp, wheelchair loading/unloading area or any portion thereof.

B. Violation of these provisions shall be a misdemeanor and upon conviction such person shall be fined not less than One Hundred Fifty Dollars (\$150.00) and not more than Two Hundred Fifty Dollars (\$250.00). Provided, any person cited for a first offense of a violation of this section who has displayed a placard which has expired pursuant to paragraph 4 or 5 of subsection D of Section 15-112 of this title shall be entitled to dismissal of such charge and shall not be required to pay the fine or court costs if the person presents to the court within thirty (30) days of the issuance of the citation a notice from the Department of Public Safety that the person has obtained a valid placard pursuant to the provisions of subsection D of Section 15-112 of this title. In addition, vehicles unlawfully parked in violation of these provisions shall be subject to immediate tow by a licensed tow truck operator at the request of the landowner or a duly appointed agent of the landowner, at the request of any person unable to lawfully gain access to or move their vehicle, at the request of any person unable to lawfully gain access to the area blocked by the unlawfully parked vehicle, or at the request of appropriate law-enforcement personnel. The owner of any vehicle unlawfully parked in violation of these provisions shall pay any and all reasonable and necessary costs associated with towing and storage of the vehicle.”,

which amendment was declared adopted.

Representative Terrill moved that **HB 3353** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3353 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Collins, Coody, Cooksey, Covey, Cox, Dank, DeWitt, Duncan, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrisette, Murphey, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Renegar, Reynolds, Richardson, Roan, Rousselot, Sears, Shelton, Sherrer, Shoemake, Shumate, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Worthen, Wright, Mr. Speaker.--80.

Excused: Adkins, Auffet, Cargill, Denney, Derby, Dorman, Ellis, Ingmire, Inman, Johnson (Rob), Luttrell, McCarter, McPeak, Nations, Pruett, Schwartz, Shannon, Smithson, Thompson, Watson, Winchester.--21.

The measure passed.

HB 3353 was referred for engrossment.

GENERAL ORDER

HB 3354 by Terrill of the House and Wilson of the Senate was read and considered.

Representative Harrison moved that **HB 3354** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3354 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Braddock, Brannon, Brown, Cannaday, Carey, Collins, Coody, Cooksey, Covey, Cox, Dank, DeWitt, Duncan, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrisette, Murphey, Nations, Peters,

Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Renegar, Reynolds, Richardson, Roan, Rousselot, Sears, Shelton, Sherrer, Shoemake, Shumate, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Worthen, Wright, Mr. Speaker.--80.

Excused: Adkins, Blackwell, Cargill, Denney, Derby, Dorman, Ellis, Ingmire, Inman, Johnson (Rob), Luttrell, McCarter, McPeak, Pruett, Schwartz, Shannon, Smithson, Steele, Thompson, Watson, Winchester.--21.

The measure passed.

HB 3354 was referred for engrossment.

GENERAL ORDER

HJR 1058 by Peters of the House and Anderson of the Senate was read and considered.

Representative Peters moved that **HJR 1058** be advanced from General Order, which motion was declared adopted.

THIRD READING

HJR 1058 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Collins, Coody, Cooksey, Covey, Cox, Dank, DeWitt, Duncan, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrisette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Renegar, Reynolds, Richardson, Roan, Rousselot, Sears, Shelton, Sherrer, Shoemake, Shumate, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Worthen, Wright, Mr. Speaker.--81.

Nay: Proctor.--1.

Excused: Adkins, Cargill, Denney, Derby, Dorman, Ellis, Ingmire, Inman, Johnson (Rob), Luttrell, McCarter, McPeak, Pruett, Schwartz, Shannon, Smithson, Thompson, Watson, Winchester.--19.

The measure passed.

HJR 1058 was referred for engrossment.

GENERAL ORDER

HJR 1093 by McAffrey of the House was read and considered.

Authored by Senator Rice (principal Senate author)

Representative McAffrey moved that **HJR 1093** be advanced from General Order, which motion was declared adopted.

THIRD READING

HJR 1093 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Auffet, Banz, BigHorse, Billy, Blackwell, Braddock, Brannon, Brown, Cannaday, Carey, Collins, Coody, Cooksey, Covey, Cox, Dank, DeWitt, Duncan, Enns, Faught, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hoskin, Hyman, Jackson, Jett, Johnson (Dennis), Jones, Jordan, Joyner, Kern, Key, Kiesel, Lamons, Liebmann, Lindley, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McMullen, McNiel, Miller, Morgan, Morrissette, Murphey, Nations, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pittman, Proctor, Renegar, Reynolds, Richardson, Roan, Rousselot, Sears, Shelton, Sherrer, Shoemake, Shumate, Steele, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Worthen, Wright, Mr. Speaker.--82.

Excused: Adkins, Cargill, Denney, Derby, Dorman, Ellis, Ingmire, Inman, Johnson (Rob), Luttrell, McCarter, McPeak, Pruett, Schwartz, Shannon, Smithson, Thompson, Watson, Winchester.--19.

The measure passed.

HJR 1093 was referred for engrossment.

Representative Piatt moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 10:30 a.m., Monday, March 10, 2008, which was the order.

Pursuant to the motion of Representative Piatt, the House was adjourned at 3:55 p.m., to reconvene Monday, March 10, 2008, at 10:30 a.m.